

## ENFORCEABLE UNDERTAKING

*Liquor Act*  
Section 72A(1)(b)

The commitments in this undertaking are offered to the Director-General of Licensing by:

Mr Cameron Miller  
Chief Executive Officer  
For and on behalf of  
Glen Helen Lodge Nominees Pty Ltd  
ACN: 009 655 270  
29 Wilkinson Street, Alice Springs, NT 0870

### BACKGROUND:

1. The Director-General of Licensing ("the Director-General") is charged with various functions under the *Liquor Act* ("the Act").
2. Ngurratjuta/Pmara Ntjarra Aboriginal Corporation as Owner of NT Portion 830, being Glen Helen Lodge, 8495 Namitjira Drive, Mount Zeal in the Northern Territory has leased the premises to Glen Helen Nominees Pty Ltd (GHN).
3. By application dated 23 February 2018 GHN applied to the Director-General for the transfer of the liquor licence for the premises known as, and located at Glen Helen Lodge.

### THE DIRECTOR-GENERAL'S CONCERNS

4. In assessing the application for the transfer of the liquor licence it came to the attention of the Director-General that directors of GHN, Mr Sid Anderson and Mr Conrad Ratarara, have criminal histories that raise concerns as to their appropriateness to be officers of a corporation holding a liquor licence.
5. The grant of the transfer of the liquor licence by the Liquor Commission on 06 July 2018 to GHN is subject to a pre- condition, offered in advance by GHN, that GHN enter into an enforceable undertaking, pursuant to section 72A(1)(b) of the Act to the

effect that Mr Anderson and Mr Ratarata are restricted as to their involvement with the day to day operation and management of the business conducted under the liquor licence at Glen Helen Resort.

## **ACKNOWLEDGMENT OF CONCERNS**

6. GHR acknowledges the Director-General's concerns and believes that they are reasonably held.

## **UNDERTAKING:**

7. Under section 72A(1)(b) of the Act GHR has offered, and the Director-General has agreed to accept, as an alternative to the Director-General refusing to support the transfer of the liquor licence to GHR by the Liquor Commission, the undertaking set out in this Enforceable Undertaking.
8. GHR undertakes Mr Sidney Anderson, date of birth 16 May 1953 and Mr Conrad Ratarata, date of birth 6 August 1962, in their roles as Directors of GHR, will have no involvement whatsoever with the day to day management or operations of Glen Helen Resort.
9. GHR also undertakes that Mr Sidney Anderson and Mr Conrad Ratarata will not be authorised to give any instruction or direction to the Nominee (Manager) of the liquor licence granted to GHR or to any other staff member of GHR employed at Glen Helen Resort.

## **NON-COMPLIANCE**

10. Should the Director-General believe that GHR has failed to materially comply with the Enforceable Undertaking as described in clauses 8 and 9 she will write to GHR setting out the concerns regarding non-compliance.
11. GHR will have 14 days from the date of the Director-General's letter referred to in clause 10 to provide evidence satisfactory to the Director-General that it has remedied such non-compliance.

## **ACKNOWLEDGEMENTS**

12. GHR acknowledges that the Director-General, in accordance with section 72B of the Act, will record this Enforceable Undertaking in the Register of Enforceable Undertakings.

13. GHR also acknowledges that the Register of Enforceable Undertakings may be inspected by any person, as required by section 72B(3) of the Act.
14. GHR further acknowledges, in accordance with section 72A(3) of the Act, that it may vary or withdraw this Enforceable Undertaking only with the consent of the Director-General.

**COMMENCEMENT DATE:**

15. This Enforceable Undertaking will commence operative force from the date it is accepted by the Director-General.

**PROVISION OF DOCUMENTS:**

16. The address for providing the Director-General with any document or notice is:

The Director-General of Licensing  
PO Box 8470  
ALICE SPRINGS NT 0871

17. The address for providing GHR with any document or notice is:

Mr Cameron Miller  
Chief Executive Officer  
Glen Helen Resort Nominees Pty Ltd  
29 Wilkinson Street  
ALICE SPRINGS NT 0871



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Mr Cameron Miller, Chief Executive Officer  
For and on behalf of Glen Helen Resort Nominees Pty Ltd

Accepted by the Director-General of Licensing under section 72A(1)(b) of the  
*Liquor Act.*



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Sally Ozolins  
Deputy Director-General (Operations)  
Delegate of the Director-General

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18 July 2018

Date